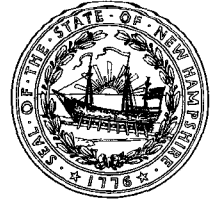




The State of New Hampshire  
**Department of Environmental Services**



Michael P. Nolin  
Commissioner

**LETTER OF DEFICIENCY  
WET 06-076**

July 31, 2006

Alson G Smith  
15 Hartshorne Rd  
Wakefield, MA 01880

RE: DES Wetlands File #2002-02734 Ridge Rd, Barnstead

Dear Ms. Smith:

On June 15, 2006, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, more specifically referenced on Town of Barnstead Tax Map 29 as Lot 15 (the "Property"). The purpose of the inspection was to determine compliance with RSA 482-A and NH Code of Admin. Rules Env-Wt 100-800.

During the inspection the following deficiencies were documented:

1. There was no evidence of filter fabric installed between the stone retaining wall along the shoreline and the beach sand, which is required for the perched beach construction (*see copy of enclosed plan approved by DES*).
2. The perched beach measured approximately 19 feet long, exceeding the permitted dimensions of 14 feet long (*see copy of enclosed plan approved by DES*).
3. No copy of the approved permit #2002-02734 was posted on site.
4. A personal water craft ("PWC") lift was located in Suncook Lake adjacent to the seasonal dock. DES has no record of a permit issued for the installation and maintenance of the PWC lift.

In response, you are requested to take the following actions:

1. Immediately upon receipt of this Letter of Deficiency ("LOD") post a copy of the approved permit on the property in a visible location.
2. Within 10 days of receipt of this LOD completely remove the PWC lift from Suncook Lake and provide photo documentation to DES showing you have removed the PWC lift.
3. Within 15 days provide DES with a timetable for completing the beach construction as approved under DES Wetlands permit #2002-02734 and provide a means for documenting the installation of filter fabric.
4. Prior to installing the PWC lift at a later date obtain an approved DES Wetlands permit to install and maintain a PWC lift (*copy of the application enclosed*)

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

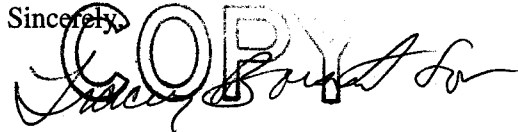
Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Jeffrey D. Blecharczyk, Shoreland Compliance Coordinator  
Wetlands Bureau  
Department of Environmental Services  
29 Hazen Drive  
PO Box 95  
Concord, NH 03302-0095

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact Jeffrey D. Blecharczyk at (603) 271-6876.

Sincerely,



Collis G. Adams, CWS  
Administrator  
Wetlands Bureau

CERTIFIED MAIL 7099 3400 0003 0688 7473

cc: Rene Pelletier, Asst. Director, Water Division  
Gretchen R. Hamel, Administrator, DES Legal Unit  
Barnstead Conservation Commission  
Barnstead Board of Selectmen  
Suncook Lake Association  
USACOE